



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

CARR LLP
670 FOUNDERS SQUARE
900 JACKSON STREET
DALLAS TX 75202

COPY MAILED

JAN 22 2008

In re Application of

Howard Andrew Gutowitz

Application No. 10/605,157

Filed: September 11, 2003

Attorney Docket No. 2003,001/TS

OFFICE OF PETITIONS

DECISION ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed August 1, 2007, to revive the above-identified application.

The petition is **GRANTED**.


The above-identified application became abandoned for failure to file a proper response to the final Office action mailed November 2, 2006. The final Office action set a shortened statutory period for reply of three months from its mailing date. A response was filed on February 1, 2007. An Advisory Action mailed February 20, 2007, advised that the response of February 1, 2007, failed to place the application in condition for allowance. No further responses were filed within the allowable period. The application became abandoned on February 3, 2007.

The Request for Continued Examination filed August 1, 2007, is noted.

The request for an extension of time within the third month filed August 1, 2007, is noted but cannot be granted as the request was made outside the maximum statutory period for reply to the final Office action. The amount of \$510.00 will be refunded to deposit account 50-0605, in due course.

The application file is being forwarded to Technology Center 2100, GAU 2182 for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3222.


Kenya A. McLaughlin
Petitions Attorney
Office of Petitions